

ESTTA Tracking number: **ESTTA105623**

Filing date: **10/23/2006**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91161373
Party	Plaintiff American Italian Pasta Company American Italian Pasta Company ,
Correspondence Address	THOMAS H. VAN HOOZER HOVEY WILLIAMS LLP 2405 GRAND BLVD. SUITE 400 KANSAS, MO 64108 clb@hoveywilliams.com
Submission	Plaintiff's Notice of Taking Testimony
Filer's Name	Thomas H. Van Hoozer
Filer's e-mail	tvh@hoveywilliams.com, clb@hoveywilliams.com, krb@hoveywilliams.com
Signature	/Thomas H. Van Hoozer/
Date	10/23/2006
Attachments	NOTICE OF DEPOSITION for Drew Lericos.pdf (2 pages)(36541 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

AMERICAN ITALIAN PASTA COMPANY)	
)	
Opposer,)	Opposition No. 91-161,373
)	
v.)	
)	
BARILLA G. E R. FRATELLI - SOCIETA)	
PER AZIONI,)	
Applicant.)	

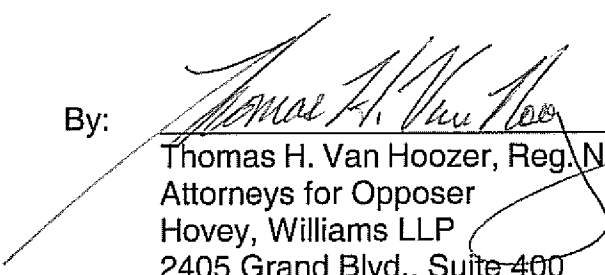
NOTICE TO TAKE DEPOSITION

PLEASE TAKE NOTICE that, pursuant to 37 C.F.R. 2.123, Opposer American Italian Pasta Company, by and through its attorneys, will take the deposition of Drew Lericos in Opposer's case-in-chief, during its testimony period, before a Notary Public, or other officer authorized to administer oaths, commencing Friday, November 3, 2006, at 9:30 a.m. at the offices of Hovey Williams LLP, 2405 Grand Boulevard, Suite 400, Kansas City, Missouri.

You are invited to attend and cross-examine.

AMERICAN ITALIAN PASTA COMPANY

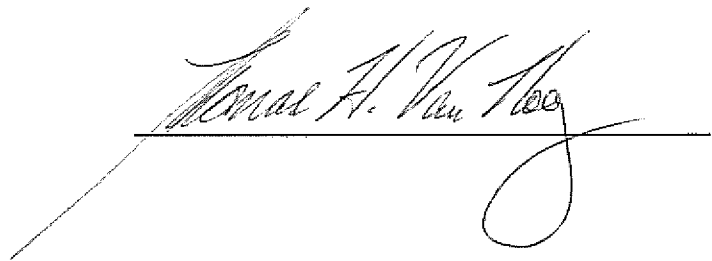
By: _____


Thomas H. Van Hoozer, Reg. No. 32,761
Attorneys for Opposer
Hovey, Williams LLP
2405 Grand Blvd., Suite 400
Kansas City, Missouri 64108
(816) 474-9050

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice To Take Deposition was filed electronically and served the same by telefacsimile and first class mail, postage prepaid, this 23rd day of October, 2006, on the following:

G. Franklin Rothwell
Brian E. Banner
ROTHWELL, FIGG, ERNST & MANBECK P.C.
1425 K Street, NW, Suite 800
Washington, DC 20005
Fax: (202) 783-6031

A handwritten signature in cursive script, reading "Thomas A. Van Noo", is written over a horizontal line. The signature is fluid and stylized, with a large loop at the end.